

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

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CASE NO.: CV 15-04134 SJO (FFMx)

DATE: July 13, 2015

TITLE: Bunda Market, Inc. v. Caffebene Inc. et al.

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PRESENT: THE HONORABLE S. JAMES OTERO, UNITED STATES DISTRICT JUDGE

Victor Paul Cruz
Courtroom Clerk

Not Present
Court Reporter

COUNSEL PRESENT FOR PLAINTIFFS:

COUNSEL PRESENT FOR DEFENDANT:

Not Present

Not Present

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PROCEEDINGS (in chambers): ORDER ACCEPTING PLAINTIFFS' FIRST AMENDED COMPLAINT FOR FILING; DENYING DEFENDANT'S MOTION TO DISMISS OR STAY PENDING ARBITRATION AS MOOT [Docket No. 16]

The Court is in receipt of Plaintiffs Bunda Market Inc. and Edward Yoon's (together, "Plaintiffs") First Amended Complaint ("FAC"), filed July 7, 2015, and accepts the FAC for filing. Accordingly, Defendant Caffebene Inc.'s ("Defendant") Motion to Dismiss or Stay Pending Arbitration, filed June 26, 2015, and set for hearing August 3, 2015, is hereby **DENIED** as moot. The parties are ordered to meet and confer to discuss whether Defendant shall file a renewed motion to dismiss. Defendant has 14 days from the date of this Order to file a responsive pleading to Plaintiffs' FAC.

IT IS SO ORDERED.